



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)

(Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

Agency: Department of Social and Health Services, Children's Administration

Subject of possible rule making:

The department proposes to amend the following: WAC 388-70-450, "Adoptive planning for Indian children by department staff", WAC 388-70-600, "Local Indian child welfare advisory committee - Purpose", WAC 388-70-610, "Local Indian child welfare advisory committee - Membership", WAC 388-70-615, "Local Indian child welfare advisory committee - Subcommittees", WAC 388-70-620, "Local Indian child welfare advisory committee - Functions", WAC 388-70-630, "Local Indian child welfare advisory committee - Meetings", WAC 388-70-091, "Foster care planning for Indian children - Definitions", WAC 388-70-093, "Foster care for Indian children - Services", WAC 388-70-095, "Foster care for Indian children - Serious injury, death, abandonment, child abuse, neglect, incarceration", and other related rules as may be required.

Statutes authorizing the agency to adopt rules on this subject:

Chapter 13.38 RCW, Washington State Indian Child Welfare Act (WSICWA), RCW 74.08.090

Reasons why rules on this subject may be needed and what they might accomplish:

The department is making changes to match requirements in chapter 13.38 RCW, the Washington State Indian Child Welfare Act and the federal Indian Child Welfare Act, 25 USC Chapter 21, as well as to reflect changes in Children's Administration policy. Currently, the WAC definition of Indian child as well as the application of the Local Indian Child Welfare Advisory Committee (LICWAC) processes in the WAC is contrary to state and federal law. Updates to each of these sections will harmonize the WACs with state and federal law.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:

NA

Process for developing new rule (check all that apply):

- ☐ Negotiated rule making
- ☐ Pilot rule making
- ☐ Agency study
- ☒ Other (describe)

DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the Office of the Code Reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.) Contact:

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DATE

May 19, 2015

NAME (TYPE OR PRINT)

Katherine Vasquez

SIGNATURE

TITLE

DSHS Rules Coordinator

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STATE OF WASHINGTON
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